

Sixth Appellate District

San Jose, California

MONDAY, JANUARY 23, 2006

H029028 PEOPLE v. LETENDRE

The judgment is affirmed. (not published)  
(Bamattre-Manoukian, J.; We concur: Premo, Acting P.J., Elia, J.)  
Filed January 23, 2006

H028351 PEOPLE v. LEWIS

The judgment is affirmed. (not published)  
(Bamattre-Manoukian, J.; We concur: Rushing, P.J., Premo, J.)  
Filed January 23, 2006

H027786 PEOPLE v. RUBALCAVA

(Filed order modifying opinion.) The petition for rehearing  
by appellant is denied. There is no change in the judgment.  
(not published)  
(Duffy, J.; Elia, Acting P.J.; Bamattre-Manoukian, J.)  
Filed January 23, 2006

H027934 PEOPLE v. GARCIA

The judgment is modified to reflect a restitution award of  
\$49,298.60. As modified, the judgment is affirmed. (not  
published)  
(Mihara, Acting P.J.; We concur: McAdams, J., Duffy, J.)  
Filed January 23, 2006

TUESDAY, JANUARY 24, 2006

The Court met in its courtroom at 333 West Santa Clara  
Street, Suite 1060, San Jose, California. Present: Premo, Acting  
P.J.; Elia, J.; Bamattre-Manoukian, J.; and Jane Valdez Flor,  
Deputy Clerk.

H028030 PEOPLE v. JONES

Cause called and argued by Solomon R. Wollack appearing for  
Appellant and by Jeremy Friedlander, Deputy Attorney General,  
appearing for Respondent. Cause ordered submitted.

H028246 In re NEEDLE CASES

Cause called and argued by Gerson Harry Smoger appearing for  
Appellants and by Alan Lazarus appearing for Respondents. Cause  
ordered submitted.

Premo, J. leaves the bench and Duffy, J. takes the bench.

Sixth Appellate District

San Jose, California

Tuesday, January 24, 2006 (continued)

H027474 PEOPLE v. CARRISALES

Cause called and argued by William Sullivan Mount appearing for Appellant and by Kelly M. Croxton, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

H028735 RAY, et al. v. KRAUSE, et al.

Cause called and argued by Bruce Tichinin appearing for Appellants and by Gordon J. Finwall appearing for Respondents. Cause ordered submitted. Court recesses until 1:30 p.m.

The Court reconvened at 1:30 p.m. in its courtroom at 333 West Santa Clara Street, Suite 1060, San Jose, California. Present: Bamattre-Manoukian, Acting P.J.; Mihara, J.; McAdams, J.; and S. Nasson and K. Bynum, Deputy Clerks.

H026987 PEOPLE v. CRANMER

Cause called and argued by Solomon Wollock appearing for Appellant and by John Vance, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

Bamattre-Manoukian, Acting P.J. leaves the bench and Duffy, J. takes the bench.

H027620 PEOPLE v. LORETO A.

Cause called and argued by Tara Mulay appearing for Appellant and by Christopher Grove, Deputy Attorney General, appearing for Respondent. Cause ordered submitted.

Mihara, Acting P.J. and McAdams, J. leave the bench. Elia, Acting P.J. and Bamattre-Manoukian, J. take the bench.

H028888 HUYNH on Habeas Corpus

Cause called and argued by Scott Mather, Deputy Attorney General, appearing for Appellant and by Keith Wattley appearing for Respondent. Cause ordered submitted.

H028381 KOTTO v. KOTTO

Cause called and argued by B.J. Fadem appearing for Appellant and by Bruce Janke appearing for Respondent. Cause ordered submitted.

Elia, Acting P.J. leaves the bench and McAdams, J. takes the bench.

Sixth Appellate District

San Jose, California

Tuesday, January 24, 2006 (continued)

H028658 CITY OF SAN JOSE v. INTERNATIONAL UNION OF OPERATING ENGINEERS LOCAL NO. 3

Cause called and argued by Robert Fabela appearing for Appellant and by Alan Crowley appearing for Respondent. Cause ordered submitted. Court adjourns.

H028066 PEOPLE v. COLIN

The abstract of judgment is ordered corrected to state that a \$200 restitution fine and a \$20 court security fee was ordered, rather than a \$1000 restitution fine and \$100 court security fee. As so corrected, the judgment is affirmed. The superior court is ordered to send a copy of the corrected abstract of judgment to the Department of Corrections. (not published)

(Bamattre-Manoukian, J.; We concur: Elia, Acting P.J., Duffy, J.)  
Filed January 24, 2006

WEDNESDAY, JANUARY 25, 2006

H028644 REYES on Habeas Corpus

(Filed order modifying opinion.) The petition for rehearing is denied. There is no change in the judgment. (not published)  
(Duffy, J.; We concur: Elia, Acting P.J., Bamattre-Manoukian, J.)  
Filed January 25, 2006

H027756 TRABANO, et al. v. BENEFICIAL CALIFORNIA, INC., et al.

The judgment is reversed. The parties are to bear their own costs on appeal. (not published)

(Elia, Acting P.J.; Bamattre-Manoukian, J.; Duffy, J.)  
Filed January 25, 2006

H028134 PEOPLE v. QUIROZ

The judgment is reversed and remanded for the sole purpose of conducting further proceedings at the election of the prosecution to determine if there is sufficient evidence to support an order requiring AIDS testing pursuant to section 1202.1. (not published)

(Mihara, Acting P.J.; We concur: McAdams, J., Duffy, J.)  
Filed January 25, 2006

THURSDAY, JANUARY 26, 2006

H029026 In re EVAN M., et al.; D.F.C.S. v. REGINA P. et al.

The orders appealed from are affirmed. (not published)  
(Elia, J.; We concur: Rushing, P.J., Premo, J.)  
Filed January 26, 2006

Sixth Appellate District

San Jose, California

Thursday, January 26, 2006 (continued)

H029405 SANTA CRUZ COUNTY DEPARTMENT OF CHILD SUPPORT SERVICES  
v. ZELLERBACH

By the Court\*:

Appellant's petition for rehearing is denied.

Filed: January 26, 2006

\*Before Rushing, P.J., McAdams, J. and Duffy, J.

H027693 VARGAS, et al. v. CITY OF SALINAS, et al.

(Filed order modifying opinion.) There is no change in the  
judgment. Appellants' petition for rehearing is denied.

(published)

(McAdams, J.; We concur: Rushing, P.J., Mihara, J.)

Filed January 26, 2006

FRIDAY, JANUARY 27, 2006

H028360 PEOPLE v. DEDMON

The judgment is affirmed. (not published)

(Mihara, J.; We concur: Elia, Acting P.J., McAdams, J.)

Filed January 27, 2006

H026396 THE PEOPLE, ex rel. MONTEREY MUSHROOMS, INC. v.  
THOMPSON, et al.

By the Court:

The written opinion which was filed on January 4, 2006 is  
certified for publication. (Elia, J.; Premo, Acting P.J.,  
Bamattre-Manoukian, J.)

The written opinion which was filed on January 4, 2006 has  
now been certified for publication pursuant to rule 976(b) of the  
California Rules of Court, and it is therefore ordered that it be  
published in the Official Reports.

Dated: January 27, 2006 Premo, Acting P.J.

H029072 In re I.A., et al.; SANTA CRUZ COUNTY HRA v. CLAUDIA R.

We affirm the order of July 14, 2005, terminating  
appellant's parental rights as to R.A. and I A. and freeing the  
two children for adoption. (not published)

(McAdams, J.; We concur: Bamattre-Manoukian, Acting P.J., Duffy,  
J.)

Filed January 27, 2006

H026396 THE PEOPLE, ex rel. MONTEREY MUSHROOMS INC., et al. v.  
THOMPSON

By the Court\*:

Appellants' petition for rehearing is denied.

Filed: January 27, 2006

\*Before Premo, Acting P.J., Elia, J. and Bamattre-Manoukian, J.